

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

ALIANZA AMERICAS, YANET DOE, PABLO DOE,
and JESUS DOE, on behalf of themselves and all
others similarly situated,

Plaintiffs,

-against-

RONALD D. DESANTIS, Governor of Florida, in his
official and personal capacities; JARED W. PERDUE,
Secretary of the Florida Department of Transportation,
in his official and personal capacities; LAWRENCE A.
KEEFE, Florida Public Safety Czar, in his official and
personal capacities; JAMES UTHMEIER, Chief of
Staff to Florida Governor, in his official and personal
capacities; STATE OF FLORIDA; THE FLORIDA
DEPARTMENT OF TRANSPORTATION; JAMES
MONTGOMERIE; PERLA HUERTA; and VERTOL
SYSTEMS COMPANY, INC.,

Defendants.

Civil Action No. 1:22-cv-11550-ADB

**DEFENDANTS' ASSENTED TO JOINT MOTION FOR LEAVE
TO FILE REPLY BRIEFS**

Defendants Ronald D. DeSantis, Jared W. Perdue, Lawrence A. Keefe, James Uthmeier, the State of Florida, and the Florida Department of Transportation ("State Defendants"), James Montgomerie and Vertol Systems Company, Inc. ("Vertol Defendants"), and Perla Huerta respectfully move this Court for leave to file reply briefs in support of their motions to dismiss and Joint Motion to Transfer. Defendants have conferred with counsel for Plaintiffs, who have assented to this motion.

1. The Court granted leave for the State Defendants to file up to an 80-page consolidated brief in support of their motion to dismiss, for the Vertol Defendants to file up to a

40-page consolidated brief in support of their motion to dismiss, and for Ms. Huerta to file up to a 30-page brief in support of her motion to dismiss. *See* Dkts. 74, 76, 78.

2. The Court granted Plaintiffs leave to file up to an 85-page consolidated brief in opposition to Defendants' motions to dismiss. *See* Dkts. 91, 92.

3. The State Defendants request leave to file a reply brief in support of their consolidated motion to dismiss up to 30 pages. The Vertol Defendants request leave to file a reply brief in support of their consolidated motion to dismiss up to 20 pages. Ms. Huerta requests leave to file a reply brief in support of her motion to dismiss up to 15 pages.

4. In addition, Defendants filed a Joint Motion to Transfer. *See* Dkt. 81. Defendants' brief in support of that motion was eight pages. *See* Dkt. 81-1. Plaintiffs' opposition was 12 pages. *See* Dkt. 96. Defendants respectfully request leave to file a joint reply brief up to 10 pages.

5. Defendants request that the deadline for filing these reply briefs, should leave be granted, be June 16, 2023.

6. These briefs will address arguments raised by Plaintiffs in their oppositions that will materially assist the Court in resolving the pending motions. For example, Plaintiffs have stated they will dismiss certain claims against the State Defendants on the condition that the Court does not transfer the case to the Northern District of Florida. *See* Dkt. 98, at 16 n.4. Among other things, that has implications for personal jurisdiction, venue, standing, immunity, and transfer that will need to be briefed.

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Respectfully submitted,

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CERTIFICATE OF CONFERENCE

In accordance with Local Rule 7.1(a), I hereby certify that counsel for Defendants conferred and attempted in good faith to resolve or narrow the issues set forth in this motion with Plaintiffs' counsel.

/s/ Bryan Weir

CERTIFICATE OF SERVICE

I hereby certify that I filed this document through the Court's ECF system on May 23, 2023, which will therefore automatically be sent electronically to all counsel of record via the CM/ECF system.

/s/ Bryan Weir